

1 Amy Spencer-Martyn (CASB#248069)
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2 Redding, CA 96001
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4 ATTORNEY FOR DEBTOR

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6 **UNITED STATES BANKRUPTCY COURT**
7 **EASTERN DISTRICT OF CALIFORNIA**

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9 In re: STEVE LEE KLUSS
KELLY JEAN KLUSS

Case No. 2010-38245
D.C. No. ASM-1

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Date: AUGUST 31, 2010
Time: 9:30 AM
Courtroom: 35
Judge: KLEIN

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12 Debtor(s).

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14 **DEBTORS' MOTION TO COMPEL**
15 **ABANDONMENT OF TRUSTEE'S**
16 **INTEREST IN DEBTOR'S SHASTA**
17 **POOLS BUSINESS**

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Debtors respectfully request an order determining that the Chapter 7 Trustee, John Reger, has

no interest in Debtors' Shasta Pools business and that the Trustee's interest be deemed abandoned.

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The grounds for relief are as follows:

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22 1. Debtor Steve Kluss is a Pool Repair & Maintenance Business, conducting his business out of
23 his premises located at 6629 Waterford Dr, Redding, California. Debtors have filed their Schedule B
24 under penalty of perjury attesting to their belief that the business value is made up of Pool Repair and
25 Maintenance Tools and Chemicals valued at \$575.00; client list \$3,000.00; computer/printer \$135.00;
26 outstanding A/R \$1700.00, for a total business value that should not exceed \$5410.00.00. Debtors
27 have approximately \$15,368.00 remaining of their CCP703.140(b)(5) wildcard exemption available
28 in the event the business or its parts are determined to have a higher value. Mr. Kluss does not

1 believe anyone would want to practice in his name.

2 Respectfully Submitted,

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4 Date: _____ /s/ Amy Spencer-Martyn
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Amy Spencer-Martyn, SBN 248069

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